

**United States District Court**  
EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

MICHELLE M. BUERGER	§	
	§	
v.	§	CIVIL ACTION NO. 4:18-CV-00078-
	§	ALM-AGD
JIMMY L. CLIFTON, et al.	§	

**MEMORANDUM ADOPTING REPORT AND  
RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the Report and Recommendation of the United States Magistrate Judge (“Report”), this matter having been referred to the Magistrate Judge pursuant to 28 U.S.C. § 636. On September 3, 2024, the Report of the Magistrate Judge, (Dkt. #64), was entered containing proposed findings of fact and recommendation that Plaintiff’s case be dismissed without prejudice under Federal Rule of Civil Procedure 41(b).

Having received the Report of the United States Magistrate Judge, and no timely objections being filed, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge’s Report as the findings and conclusions of the Court.

It is therefore **ORDERED** Plaintiff’s case is **DISMISSED WITHOUT PREJUDICE** under Federal Rule of Civil Procedure 41(b).

**IT IS SO ORDERED.**

**SIGNED** this 19th day of September, 2024.

  
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AMOS L. MAZZANT  
UNITED STATES DISTRICT JUDGE